

BUSINESS CLEARANCE MEMORANDUM

(Original to be returned to initiating contracting office)

Clearance No.

Solicitation No.: N0016411RJN19

CONTRACTING OFFICE: Naval Surface Warfare Center, Crane Division
2011

DATE: 07 SEP

Type of Procurement (Check one):

- ☐ Sealed Bidding ☐ Negotiated under 10 U.S.C. 2304(b) ☐ 1-2 ☐ A-C
☒ Full and Open Competition ☐ Negotiated under 10 U.S.C. 2304(c) ☐ 1
☐ Negotiated Pursuant to Changes Clause

Type of Contract(s) FFP, 5yr. IDIQ,
FFP 5-year IDIQ - Commercial

Clearance Total (including options):
NTE: \$14,201,731 (AAC) - \$23,329,230 (SureFire)

Clearance:

- A. ☐ Pre-Negotiation B. ☒ Authority to Contract C. ☒ Competitive
☒ Post-Negotiation ☐ Authority to Establish ☐ Noncompetitive
☐ Letter Contract Final Price ☐ 8(a)

Contractor(s):

Name	Address (City, State)	Contract No.(s)
Advanced Armament Co.	Lawrenceville, GA	N00164-11-D-JN18
SureFire LLC	Fountain Valley, CA	N00164-11-D-JN19

Program	Description of Supplies/Services
United States Special Operations Command (USSOCOM)	Family of Muzzle Brakes & Suppressors (FMBS)

Pricing Structure (if CPAF indicate base and award fee):

	Pre-Negotiation	Post-Negotiation
Cost (Excl. COM).....		
Cost of Money.....		
Total Cost.....		
Fee/Profit (%).....		
Base Fee (%).....		
Award Fee (%).....		
Total AAC	(b)(4)	(b)(4)
Total SureFire	(b)(4)	\$ 23,329,230

Sharing Arrangement:

Delivery or Period of Performance:

To Commence Upon Contract Award To Finish 5 Years after Contract Award

Contact Points for this Document:

Contract Specialist/Negotiator (b)(6) Phone (Com)
(b)(6)
Technical (b)(6) Phone (Com)

(b)(6)

(DSN)

(b)(6)

BUSINESS CLEARANCE MEMORANDUM

(Signature page - additional pages attached set forth facts)

Clearance Recommendation:

It is requested that this Post-Negotiation Business Clearance Memorandum be approved as submitted and authority granted to award a 5-year, firm-fixed price IDIQ contract to Advanced Armament Co. in the total not-to-exceed amount of \$14,201,731 for Lots 2, 6 & 7; and a 5-year, firm-fixed price IDIQ contract to SureFire LLC in the amount of \$23,329,230 for Lots 1 and 2.

The prices are fair and reasonable based on Adequate Price Competition IAW FAR 15.404-1(b) (2) (i)

Business Clearance Memorandum Prepared by:

(b)(6)

Date 21 SEP 2011

DSN
COM

(b)(6)

Concur:

Contracting Officer:

(b)(6)

Date 21 SEP 2011

DSN:
Com:

(b)(6)

Reviewing Official(s)

Date _____

DSN: _____
Com: _____

(Reserved for Approving Official. See NCH 1.690)

☐ Unconditional Approval ☐ Conditional Approval ☐ Not Approved

Name _____ Date _____

Title _____

Conditions (if applicable):

SECTION VIII - Post-Negotiation Clearance Compliances

(a) COMPLIANCES: (If applicable)

- (1) The Contractor has submitted a "Certificate of Current Cost or Pricing Data" dated _____. (FAR 15.403-4) N/A ☒.

Not required for commercial items.

- (2) Preaward clearance for Equal Employment Opportunity compliance has been obtained (see FAR 22.805) and will be included in the definitive contract file. Yes ☒ No ☐. If no, explain.

EEO compliance has been received from OFCCP for AAC and Surefire.

- (3) a. The Small Business Subcontracting Plan (see FAR 19.705/DFARS 219.705) was reviewed and approval recommended by the Small Business/Labor Surplus Specialist. Yes ☐ No ☐ N/A ☒. If No, complete paragraph b. below or provide explanation.

N/A as Surefire is considered a Small Business under NAICS 332994. An approved commercial subcontracting plan has been provided by AAC. The plan is valid through 30 Sep 2011.

b. Waiver of Subcontracting Goals approved on _____ by _____ (minimum one level above PCO) N/A ☒.

(b) NEGOTIATIONS:

- (1) Negotiations were conducted with the contractor on 02 SEP 2011. The following participated in negotiations:

Government: (b)(6) **Contract Specialist**

Advanced Armament Co. (AAC): (b)(6) **Plant Manager**

Knight's Armament Co. (KAC): (b)(6) **, Owner**
VP Military Operations

Surefire: (b)(6) **, Contract Manager**

- (2) The DCAA auditor was ☐ was not ☒ in attendance during negotiations. If not, explain.

This is a commercial acquisition and therefore is exempt from the requirement to obtain cost and pricing data IAW FAR 15.403-1(b)(3) as described in FAR 15.403-1 (c)(3)(i).

SECTION IX - Post-Negotiation Summary/Results of Discussions, Evaluation and Award Decision

A. List of Exhibits/Attachments

1. Final Proposal Revision, submitted by AAC, dtd 07 SEP 2011
2. Final Proposal Revision, submitted by KAC, dtd 07 SEP 2011
3. Final Proposal Revision, submitted by SF, dtd 07 SEP 2011

B. Background

On 02 September 2011, the tier 1 contract review board (CRB) was waived, and the pre-negotiation Business Clearance Memorandum (BCM) was presented to the CCO and unconditionally approved.

C. Results of Negotiations

Negotiations were opened with offerors in the competitive range on 02 SEP 2011. Discussions consisted of identifying weaknesses identified during the technical evaluation. Rate of delivery was discussed with all offerors in the competitive range. All offerors were advised of the Government's desire to receive a quantity of 5 EA (CLINs X000 & X001, with the exception of Lot 2) by 23 SEP 2011.

The negotiator requested final proposal revisions be submitted, in writing, by 1300 07 SEP 2011. The proposal revisions were received from AAC, KAC and Surefire (all offerors in the competitive range) prior to the cut-off time/date.

(b)(5)

(b)(5)

(b)(5)

(b)(5)

(b)(5)

(b)(5)

(b)(5)

D. Reliance on Cost or Pricing Data

This is a commercial acquisition and therefore is exempt from the requirement to obtain cost and pricing data IAW FAR 15.403-1(b)(3) as described in FAR 15.403-1 (c)(3)(i).

SECTION X - Post Negotiation Other Information

Conclusion:

(b)(5)